

Case No. 9623/378

**DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **RECOMMENDING SEARCH TERMS USING COLLABORATIVE FILTERING AND WEB SPIDERING**, the specification of which:

is attached hereto.

was filed on December 11, 2001 as Application Serial No. 10/020,712.

and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>			
	<input type="checkbox"/> <input type="checkbox"/>			
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
--------------------------	---------------

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

09/911,674 (Application Serial No.)	July 24, 2001 (Filing Date)	Pending (Status-patented, pending, abandoned)
09/322,677 (Application Serial No.)	May 28, 1999 (Filing Date)	Patented (Status-patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Full name of sole or first inventor

Residence

Citizenship

Post Office Address

Date: 8/9/2002

Mark Paine

552 Page St., San Francisco, CA 94117

USA

552 Page St., San Francisco, CA 94117

## Inventor's Signature

Full name of second joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Winton Davies  
 790 Church Street, # 302, San Francisco, CA 94114  
 Great Britain  
 790 Church Street, # 302, San Francisco, CA 94114

Date: \_\_\_\_\_

## Inventor's Signature

Full name of third joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Donald F. Geddis  
 80 Southdown Court, Hillsborough, CA 94010  
 United States  
 80 Southdown Court, Hillsborough, CA 94010

Date: \_\_\_\_\_

## Inventor's Signature

Full name of fourth joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Jon Dukes-Schlossberg  
 748 La Para Ave., Palo Alto, CA 94306  
 United States  
 748 La Para Ave., Palo Alto, CA 94306

Date: \_\_\_\_\_

## Inventor's Signature

Full name of fifth joint inventor  
 Residence  
 Citizenship  
 Post Office Address

  
 Darren J. Davis  
 1571 Sekio Street, Rowland Heights, CA 91748  
 United States  
 1571 Sekio Street, Rowland Heights, CA 91748

Date: \_\_\_\_\_

8/9/02

## BRINKS HOFER GILSON &amp; LIONE

P.O. Box 10395  
 Chicago, IL 60610  
 (312) 321-4200

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled RECOMMENDING SEARCH TERMS USING COLLABORATIVE FILTERING AND WEB SPIDERING, the specification of which:

is attached hereto.

was filed on December 11, 2001 as Application Serial No. 10/020,712.

and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>
-------------------------------------	-------------------------

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
----------	-----------	------------------------	-----	----

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)	
09/911,674	July 24, 2001	Pending
(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
09/322,677	May 28, 1999	Patented
(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Date: \_\_\_\_\_

Full name of sole or first inventor

Mark Paine

Residence

552 Page St., San Francisco, CA 94117

Citizenship

USA

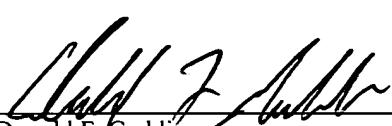
Post Office Address

552 Page St., San Francisco, CA 94117

Inventor's Signature  
  
 Full name of second joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Winton Davies  
 790 Church Street, # 302, San Francisco, CA 94114  
 Great Britain  
 790 Church Street, # 302, San Francisco, CA 94114

Date: 8/24/2002

Inventor's Signature  
  
 Full name of third joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Donald F. Geddis  
 80 Southdown Court, Hillsborough, CA 94010  
 United States  
 80 Southdown Court, Hillsborough, CA 94010

Date: 8-9-2002

Inventor's Signature  
 Full name of fourth joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Jon Dukes-Schlossberg  
 748 La Para Ave., Palo Alto, CA 94306  
 United States  
 748 La Para Ave., Palo Alto, CA 94306

Date: 8/5/2002

Inventor's Signature  
 Full name of fifth joint inventor  
 Residence  
 Citizenship  
 Post Office Address

Darren J. Davis  
 1571 Sekio Street, Rowland Heights, CA 91748  
 United States  
 1571 Sekio Street, Rowland Heights, CA 91748

Date: \_\_\_\_\_

BRINKS HOFER GILSON & LIONE  
 P.O. Box 10395  
 Chicago, IL 60610  
 (312) 321-4200

Inventor(s): Mark Paine, Winton Davies, Donald Geddis, Jon Dukes-Schlossberg and Darren J. DavisTitle: RECOMMENDING SEARCH TERMS USING COLLABORATIVE FILTERING AND WEB SPIDERING**POWER OF ATTORNEY**

The specification of the above-identified patent application:

is attached hereto  
 was filed on December 11, 2001 as application Serial No. 10/020,712

I hereby revoke all previously granted powers of attorney in the above-identified patent application and appoint the following attorneys to prosecute said patent application and to transact all business in the Patent and Trademark Office connected therewith:

James P. Naughton - 30,665  
 John G. Rauch - 37,218  
 Vincent J. Gnoffo, Reg. No. 44,714

Please address all correspondence and telephone calls to John G. Rauch in care of:

Brinks Hofer Gilson & Lione  
 P.O. Box 10395  
 Chicago, IL 60610  
 (312)321-4200

The undersigned hereby authorizes the U.S. attorneys named herein to accept and follow instructions from James P. Naughton and John G. Rauch as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by the undersigned.

Overture Services, Inc., a Delaware corporation, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

An assignment from the inventor(s) of the patent application identified above, a copy of which is attached hereto.  
 OR

An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel       , frame       .  
 OR

A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From        To:         
 The document was recorded in the Patent and Trademark Office at  
 Reel       , frame       , or a copy thereof is attached.

2. From        To:         
 The document was recorded in the Patent and Trademark Office at  
 Reel       , frame       , or a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

The undersigned has reviewed the assignment or all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature: \_\_\_\_\_  
 Name: Joshua Metzger,  
 Title: Senior Vice President, Business Affairs, Overture Services, Inc.

Date: \_\_\_\_\_



**CERTIFICATE OF MAILING**

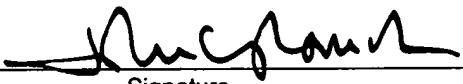
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, Washington, D.C. 20231, on

August 26, 2002

Date of Deposit

John G. Rauch, Reg. No. 37,218

Name of Applicant, Assignee or  
Registered Representative

  
Signature

8/26/02

Date of Signature

RECEIVED  
SEP 5 2002  
OFFICE OF PETITIONS

Our Case No. 9623/378

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Mark Paine et al.

Serial No.: 10/020,712

Filing Date: December 11, 2001

For: RECOMMENDING SEARCH TERMS USING  
COLLABORATIVE FILTERING AND WEB  
SPIDERING

Examiner: TBA

Group Art Unit No.: 2171

**NOTIFICATION OF CHANGE FROM SMALL ENTITY STATUS  
PURSUANT TO 37 C.F.R. §1.28(c)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. §1.28(c), please note that applicant is no longer entitled to small entity status for this United States patent application. Please update the file for this case to indicate that small entity status no longer applies to U.S. Serial No.

10/020,712, filed on December 11, 2001.

09/05/2002 AMONDAF1 00000017 10020712

Adjustment date: 09/05/2002 AMONDAF1  
12/20/2001 SZEWDIE1 00000055 10020712  
01 FC:201 -370.00 OP  
02 FC:202 -294.00 OP  
03 FC:203 -396.00 OP

01 FC:101	740.00 OP
02 FC:102	588.00 OP
03 FC:103	792.00 OP

The captioned application was filed in the United States Patent and Trademark Office on December 11, 2001. Applicant asserted small entity status by paying a filing fee for small entity in the amount of \$370 for the filing fee, a \$396 surcharge for forty-four extra claims and a \$294.00 surcharge for seven independent claims for a total of \$1,060.00. The assertion of small entity status and the payment of fees as a small entity was made in good faith.

It has now been discovered that applicant no longer qualifies for such status. Applicant hereby encloses a check in the amount of \$1,060.00 as additional payment of the application fees for a Large Entity.

Accordingly, it is respectfully requested that the error in payment of the application fees as a small entity be excused and the enclosed fee be accepted and the applicant's status be changed from small entity to large entity.

This patent application is in the process of being assigned from the inventors to Overture Services, Inc., 74 N. Pasadena Avenue, Pasadena, California 91103. A copy of the Assignment Recordal Sheet and the Assignment is enclosed.

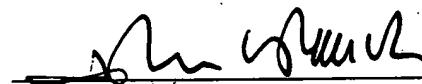
The deficiency owed is itemized in the following chart:

Type of Fee Erroneously Paid for Small Entity	37 CFR 1.16(a)	Small Entity Fee Actually Paid and Date of Payment	Deficiency Owed Amount	Total Large Entity Amount Owed
Application Fee	X	\$370.00; 12/11/01	\$370.00	\$740.00
Total Claims 64-20=44	X	\$396.00; 12/11/01	\$396.00	\$792.00
Independent Claims (7)	X	\$294.00; 12/11/01	\$294.00	\$588.00

Applicants attorneys submit that should the enclosed check for \$1,060.00 be insufficient, omitted or should any additional fees be deemed necessary for any reason relating to this deficiency, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant respectfully requests the status for US Serial No. 10/020,712 be changed from small entity to large entity and the enclosed deficiency fee be accepted.

Respectfully submitted,

  
John G. Rauch  
Registration No. 37,218  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
Tel. (312) 321-4200  
Fax (312) 321-4299